

North Dakota State Board of Higher Education
December 9, 2021, Meeting Minutes

The State Board of Higher Education met on Thursday, December 9th, at 8:30 a.m. CT, via Teams Live.

Chair Ryan called the meeting to order at 8:30 a.m. CT.

SBHE Members participating:

Dr. Casey Ryan, Chair	Dr. Jill Louters, Vice Chair
Ms. Gracie Lian	Mr. Nick Hacker
Mr. Tim Mihalick	Mr. John Warford
Mr. Jeffry Volk	Ms. Danita Bye
Dr. Elizabeth Legerski, Faculty Adviser	Ms. Retha Mattern, Staff Adviser

Chancellor present: Dr. Mark Hagerott

Institution Representatives Present:

Dr. Brian Van Horn, President, MaSU
Dr. Laurie Geller, VP, Academic Affairs, MiSU
Dr. Bernell Hirling, President, WSC
Dr. Jerry Migler, Dean, DCB
Dr. Doug Darling, President, LRSC
Dr. John Richman, President, NDSCS
Dr. Doug Jensen, President, BSC
Mr. Steve Easton, J.D., President, DSU
Dr. Andy Armacost, President, UND
Dr. Alan LaFave, President, VCSU
Dr. Dean Bresciani, President, NDSU

NDUS Senior Staff Participating:

Mr. David Krebsbach, NDUS
Ms. Jane Grinde, NDUS
Ms. Lisa Johnson, NDUS
Mr. Darin King, CTS
Ms. Terry Meyer, NDUS
Ms. Kristie Hetzler, NDUS
Mr. Jerry Rostad, NDUS
Ms. Brenda Zastoupil, NDUS

Others Participating:

Mr. Eric Olson, AG Office
Mr. Kirby Kruger, ND Department of Health

1. **Agenda**

Warford moved, Bye seconded, to approve the agenda with an amendment to remove item five from the consent agenda, and place it as an individual item for a roll call vote.

Board Consent (2, 3, 4, and 6)

2. October 28, 2021, Meeting Minutes

SBHE Budget and Finance

3. [Proposed 2022-23 Room, Board and Fee Guidelines](#)

4. [Capital Building Fund SB2033](#)

5. ~~DCB Revised resolution~~ item moved to individual item for separate roll call vote.

SBHE Academic and Student Affairs

6. State Authorizations

a. [Columbia College](#)

b. [Rasmussen University](#)

Warford moved, Bye seconded, to approve the consent agenda items 2, 3, 4, and 6.

Warford, Louters, Hacker, Bye, Mihalick, Volk, Lian, and Ryan voted yes.

DCB Revised resolution authorizing Dakota College at Bottineau to issue not more than \$2,500,000 in [Housing and Auxiliary Facilities Revenue Bonds](#), Series 2021, for the purpose of financing the construction and equipping of a dining facility on the DCB campus and paying the costs of issuance of the Series 2021 Bonds.

Mihalick moved, Louters seconded, to approve the DCB Resolution, as presented.

Lian, Volk, Warford, Mihalick, Bye, Hacker, Louters, and Ryan voted yes.

7. **1st Reading, Policy HR7**

Louters moved, Warford seconded, to approve first reading of [Policy HR7](#).

Mihalick, Bye, Hacker, Louters, Lian, Volk, Warford, and Ryan voted yes.

Ms. Lisa Johnson presented the following policy amendments and deletions for second readings and final adoption of items 8, 9 and 10:

8. **2nd Reading, Policy 412, Transfer of Credits**

9. **2nd Reading, Policy 411, Admission**

10. **Deleted policies** (consolidated to streamline);

a. Policy [402](#) Delegation of Admission Authority

b. Policy [402.1](#) First Year Applicants-Certificate, Diploma, and Associate Degree Programs

c. Policy [402.1.1](#) Standardized Test Scores

d. Policy [402.2](#) First Year Applicants - Baccalaureate Programs

e. Policy [402.3](#) Home Educated and Other Special Categories of Applicants

f. Policy [402.4](#) Admission Policies - Transfer Applicants

g. Policy [402.5](#) Admission Policies - Former Students

h. Policy [402.6](#) Admission Policies - Graduate and First-Professional Degree Programs

i. Policy [402.7](#) Admission Policies - Selected Undergraduate/Graduate Programs

j. Policy [402.8](#) Admission Policies - Non-resident Students

k. Policy [402.9](#) Admission Policies - New International Students

l. Policy [402.10](#) Admission Policies - Students Enrolling Under Reciprocal Agreements

m. Policy [402.11](#) Tests of High School Equivalency

Warford moved, Bye seconded, to approve second readings and final adoption of Policies 411 and 412, further deletion of Policies 402, 402.1, 402.1.1, 402.2, 402.3, 402.4, 402.5, 402.6, 402.7, 402.8, 402.9, 402.10 , and 402.11.

Lian, Volk, Warford, Mihalick, Bye, Hacker, Louters, and Ryan voted yes.

11. 2nd Reading, Policy 503.1, Student Free Speech & Expression

Mr. Eric Olson reviewed amendments to Policy [503.1](#).

Louters moved, Lian seconded, to approve second reading and final adoption of Policy 503.1.

Warford, Mihalick, Bye, Hacker, Louters, Lian, Volk, and Ryan voted yes.

12. 2nd Reading, Policy 520, Title IX Sexual Harassment

Mr. Eric Olson reviewed amendments to Policy [520](#).

Warford moved, Mihalick seconded, to approve second reading and final adoption of Policy 520.

Bye, Hacker, Warford, Mihalick, Louters, Lian, Volk, and Ryan voted yes.

Board Report/Updates/Discussion

13. SBHE Budget and Finance Committee update provided by Mr. Tim Mihalick, including an update on presidential compensation. At the November committee meeting, they discussed options to ensure that salaries for presidents of the NDUS institutions are commensurate with comparable institutions around the region. As a result of that, the committee instructed the System Office to get quotes from various vendors to conduct a salary study to establish benchmark for the committee to consider and tentatively work from. At the special December committee meeting, the System Office informed the committee that the RFP issued was unsuccessful, largely due to the short timeline. As a result, the committee decided a two prong approach; member Volk will work with the System Office to use the data available to potentially determine an interim salary adjustment for the current presidential searches to ensure those positions are competitive. The second component is to have the System Office send out an RFP seeking a vendor that could complete a more comprehensive salary study for all NDUS presidential positions. Committee Chair Mihalick will continue to provide the full Board updates as the process takes place.
14. SBHE Audit Committee update provided by Mr. Nick Hacker.
15. SBHE Research and Governance Committee update provided by Ms. Danita Bye.
16. SBHE Academic and Student Affairs Committee update provided by Dr. Jill Louters.
17. NDSU Presidential Search update provided by Co-chair Dr. Jill Louters.
18. NDSCS Presidential Search update provided by Co-chair Mr. Jeffrey Volk.
19. [Update on COVID](#) variant provided by Mr. Kirby Kruger from ND Department of Health.
20. Update on Federal/State Vaccine Mandates provided by Mr. Eric Olson from the Attorney General's office.

Reports

21. [2021 Academic-CTE Scholarship report](#) provided by Ms. Brenda Zastoupil.

22. [CTS Quarterly Large Project Oversight report](#) provided by Mr. Darin King.
23. [CTS Annual report](#) provided by Mr. Darin King.
24. Presidential evaluations of two-year presidents update provided by Chancellor Hagerott. He explained the evaluation process/history and said that the evaluations for Presidents Darling, Jensen, and Richman have been completed. President Hirning will go through his first evaluation next July
25. NDSA report provided by Ms. Gracie Lian.
26. CCF update provided by Dr. Elizabeth Legerski.
27. Staff Senate report provided by Ms. Retha Mattern.
28. Public Comment – no public comment.
29. Motion to Adjourn:
Warford moved, Mihalick seconded, to adjourn the meeting at 10:30 a.m. CT.

Approve January 27, 2022.